

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Allegation of possession of disproportionate assets to the known sources of legal income against Sri Y. Damodaram, Asst. Engineer, Water Works, Ananthapur – Awarding of punishment of Dismissal from Service – Orders – Issued.

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Ms.No. 6

Dated:04-01-2013;

Read the following:

1. From the Dy.SP, Ananthapur Range, Ananthapur, Radio message dt. 7.2.2006.
2. From the ENC (PH), Hyderabad Proceedings No.E4(2)/532/2006, Dated: 8.6.2006.
3. From the DG, ACB, Hyderabad C.No.31/RCA-ATP/2006.Dt.12.7.2007.
4. From the ENC (PH), Hyderabad letter No. E4(2)/532/06,Dt.26.9.2007.
5. From the DG, ACB, Hyderabad letter C.No.31/RCA-ATP/2006-S-14, Dated: 12.12.2012.

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ORDER:

Whereas in the reference 1<sup>st</sup> read above, the Deputy Superintendent of Police, Anti Corruption Bureau, Ananthapur Range, Ananthapur in his polnet message has informed that on receipt of credible information, Anti Corruption Bureau has registered a case under Cr.No. 2/RCA-ATP/2006 against Sri Y. Damodaram, Asst. Engineer, Water Works, Ananthapur Municipal Corporation, Ananthapur.

2. Whereas in the reference 2<sup>nd</sup> read above, the Engineer-in-Chief (Public Health), Hyderabad has suspended the Accused Officer under Rule 8 (2)(a) of APCS (CCA) Rules, 1991.

3. Whereas in the reference 3<sup>rd</sup> read above, the Director General, Anti Corruption Bureau, Hyderabad has sent his final report held that the Accused Officer was found in possession of disproportionate assets worth Rs.27,87,203/- against his known sources of income of Rs.32,87,547/- and recommended that the Accused Officer may be prosecuted in a Court of Law u/s 13 (2), r/w 13 (1) (3) of the Prevention of Corruption Act, 1988 for possession of disproportionate assets and also recommended for departmental action for violation of A.P. Civil Services (Conduct) Rules, 1964.

4. Whereas in the reference 4<sup>th</sup> read above, the Engineer in Chief (Public Health), Hyderabad has sanctioned prosecution orders against the Accused Officer, Sri Y. Damodaram, Assistant Engineer, Water Works, Ananthapur Municipal Corporation, Ananthapur.

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5. Whereas in the reference 5<sup>th</sup> read above, the Director General, Anti Corruption Bureau, Hyderabad has informed that, the 1<sup>st</sup> Additional Special Judge for SPE & ACB Cases, Hyderabad pronounced Judgement on 10-12-2012 in C.C. No. 21/2008 and found the Accused Officer Sri Y. Damodaram, Assistant Engineer, Water Works, Ananthapur is in possession of assets disproportionate to his known sources of income of Rs.25,09,592/-. The special judge sentenced him to undergo Rigorous Imprisonment for three years and to pay a fine of Rs.1,00,000/- for the offence under section 13 (1) (e) read with 13 (2) of the Prevention of Corruption Act, 1988 and in default of payment of fine the A.O. to suffer (4) four months simple imprisonment. Further the Special Judge also directed the Accused Officer to deposit the amount of Rs.25,09,592/- within three months from the date of this judgement and if he fails to do so, the prosecution could be at liberty to recover the said amount by sale of all assets of Accused Officer. After realization of Rs.25,09,592/- it shall be confiscate to state.

6. Whereas, the conduct of the said Sri Y. Damodaram, Assistant Engineer, Water Works, Ananthapur Municipal Corporation which has led to his conviction is such as to warrant the imposition of penalty of dismissal from service. Government vide G.O.Ms.No. 2, General Administration (Ser.C) Department, dated: 4.1.99 have directed that in all proven cases of misappropriation, bribery, bigamy, corruption etc., the penalty of dismissal from service shall be imposed. As per clause (i) of rule 25 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991, penalty can be imposed on the ground of conduct leading to conviction on a criminal charge without following the procedure laid down under rules, 20, 21 and 22 thereof.

7. Government have carefully examined the matter duly obtaining the advice of the advisory authority, hereby impose the penalty of dismissal from service on Sri Y. Damodaram, Assistant Engineer, Water Works, Ananthapur Municipal Corporation, Ananthapur in terms of G.O.Ms. No.2, G.A. (Ser.C) Deptt., dated: 4.1.1999, read with rule 9 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991, thereof, as he was convicted by the 1<sup>st</sup> Addl. Special Judge for SPE & ACB Cases, Hyderabad vide its judgement dated: 10.12.2012 in C.C.No.21/08.

8. The Engineer-in-Chief (Public Health) shall take further action in the matter accordingly and furnish compliance report to Government / the Director General, Anti Corruption Bureau, Hyderabad.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. SAM BOB  
PRINCIPAL SECRETARY TO GOVERNMENT

To:

The Engineer-in-Chief (PH), Hyderabad.

Copy to:

The Director General, ACB, Hyderabad.

The Secretary to Vigilance Commission, APVC, Hyderabad.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.